

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 93485

Inventors: Peter Nash
Bradley M. Mitteness

Title of Invention: IMMUNOGEN ADHERENCE INHIBITOR DIRECTED TO LACTIC ACID
PRODUCING ORGANISMS AND METHOD OF MAKING AND USING IT

COMBINED DECLARATION AND POWER OF ATTORNEY

As the below named inventors, we hereby declare that:

Our respective residences, post office addresses, and citizenships are as stated below next to our respective names; that

We verily believe we are the original joint inventors of the invention entitled IMMUNOGEN ADHERENCE INHIBITOR DIRECTED TO LACTIC ACID PRODUCING ORGANISMS AND METHOD OF MAKING AND USING IT described and claimed in the attached specification filed herewith; that

We have read the attached specification and understand the contents thereof, including the claims, as amended by any amendment specifically referred to above; that

We do not know and do not believe that the same was ever known or used in the United States of America before our invention thereof, or patented or described in any printed publication in any country before our invention thereof for more than one year prior to this application, that the same was not in public use or on sale in the United States of America more than one year prior to this application, that the invention has not been patented or made the subject of an inventor's certificate issued before the day of this application in any country foreign to the United States of America on any application filed by us or our legal representatives or assigns more than twelve months prior to this application, that we acknowledge our duty to disclose information of which we are aware which is material to the examination of this application, and that no application for patent or inventor's certificate on this invention has been filed in any country foreign to the United States of America prior to this application by us or our legal representatives or assigned except as follows: None.

We hereby appoint as attorney of record with full power of substitution and revocation, to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: Robert W. Gutenkauf, Reg. No. 25,681, Malcolm D. Reid, Reg. No. 27,065, Peter R. Forrest, Reg. No. 33,235.

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COMBINED DECLARATION AND POWER OF ATTORNEY

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We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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Date: July 29, 2003